IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY SEVENTH DAY OF OCTOBER
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE V.ESWARAIAH

WRIT PETITION No. 23096 of 2005

Between:

V.V.V.Satyanarayana Murthy

..... PETITIONER

AND

M/s. Shriram Chit Funds (P) Ltd.,

Rep by its Manager, Balnagar Branch,

Hyderabad and 2 others

.....RESPONDENTS

ORDER:

Seeking a Mandamus, directing the 2nd respondent to conduct inspection and enquiry on the complaint lodged by the petitioner dated 16.08.2005 against the 1st respondent, and also directing the 3rd respondent to take action against the officials of the 1st respondent firm, the present writ petition is filed.

Heard the learned counsel for the petitioner and the learned Government Pleader for Home.

It is stated that the petitioner is a member of the 1st respondent Chit Fund Company vide Chit Series No.VLK-01/22 for the value of Rs.1,00,000/- @ Rs.2,000/- per month for 50 months, and another chit series No.VSK2/10, for the value of Rs.50,000/- @ Rs.2,000/- per month for 25 months. He has participated in the auction of the first chit for the value of Rs.1,00,000/- and became the successful bidder for a loss of Rs.40,000/- and fulfilled all the requirements for payment of chit amount. The 1st respondent has paid an amount of Rs.20,000/- only and balance amount of Rs.60,000/- has not been paid. As the

1st respondent has not paid the balance amount of Rs.40,000/-, the petitioner made a representation to the 2nd respondent on 16.08.2005 requesting him to conduct enquiry and take necessary steps. The petitioner has also made a report to the 3rd respondent on 21.09.2005 in this regard. But no action has been taken by the respondents 2 and 3, and hence, the petitioner is constrained to file this writ petition.

Having regard to the facts and circumstances of the case, without entering into the merits of the case, I deem it appropriate to dispose of the writ petition, with a direction to the 2nd respondent, to consider the representation of the petitioner dated 16.08.2005 and pass necessary orders thereon, and also with a direction to the 3rd respondent to register a case, if the allegations in the complaint of the petitioner dated 21.09.2005 made out a prima facie case of cognizable offence against the persons concerned.

With the above observations, the Writ Petition is disposed of. No order as to costs.

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V.ESWARAIAH,J

Dated: 27.10.2005

Dsr

Note:

Issue CC in 3 days

B/o

Dsr